



General Assembly

Substitute Bill No. 136

February Session, 2008

* SB00136ENV__030308__ *

AN ACT PLACING A MORATORIUM ON CERTAIN ALTERNATIVE ON-SITE SEWAGE TREATMENT SYSTEMS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 22a-430 of the general statutes is amended by
2 adding subsections (l) to (n), inclusive, as follows (*Effective from*
3 *passage*):

4 (NEW) (l) Notwithstanding any provision of the general statutes or
5 any regulation adopted under any provision of the general statutes
6 and except as provided in subsection (m) of this section, the
7 commissioner, after the effective date of this section and until two
8 years after the effective date of this section, shall not issue a permit for
9 or accept any application for a permit for an alternative on-site sewage
10 treatment system with a capacity greater than five thousand gallons
11 per day, nor shall any such system be constructed within such time
12 period, except as provided in subsection (m) of this section.

13 (NEW) (m) Notwithstanding the provisions of subsection (l) of this
14 section, the commissioner may accept application for and, within said
15 commissioner's discretion, may issue a permit for and allow the
16 installation of an alternative on-site sewage treatment system with a
17 capacity greater than five thousand gallons per day, if such treatment
18 system is not located within the boundaries of any aquifer protection
19 area, as defined in section 22a-354h or by regulations adopted

20 pursuant to title 22a, and such treatment system: (1) Addresses failures
 21 of an existing subsurface sewage disposal system, provided the
 22 proposed treatment system capacity does not exceed the capacity of
 23 the failed system; (2) is necessary to remediate existing pollution
 24 associated with an individual septic system or systems; (3) is necessary
 25 to remediate community pollution within a decentralized wastewater
 26 management district, established by a municipality pursuant to section
 27 7-247; or (4) is necessary for the expansion of an existing municipal or
 28 public school project, or for new construction of a municipal or public
 29 school project.

30 (NEW) (n) Not later than two years after the effective date of this
 31 section, the Commissioner of Environmental Protection shall
 32 determine, after notice and public hearing, whether alternative on-site
 33 sewage treatment systems with capacities greater than five thousand
 34 gallons per day perform, in accordance with applicable federal and
 35 state standards, in a manner that will not impair the natural resources
 36 of the state.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	22a-430

ENV Joint Favorable Subst.